

### **Remarks**

Claims 1-95 and 108-147 are currently pending. The Applicants herein amend Claims 8, 40, and 129. No claims have been cancelled or added.

The Applicants note with appreciation the Examiner's indication of allowable subject matter in Claims 1-7, 9-39, 55-95, 108-128, 148, and 149.

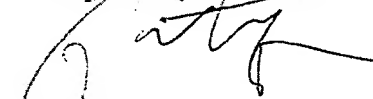
Claims 129-147 stand rejected under 35 U.S.C. §101 for being directed to non-statutory subject matter. Specifically, the preamble of Claim 129 recites a computer program product embodied in memory for directing a system to undertake coded steps, but the medium is not explicitly recited as being computer-readable. The Rejection states that the medium, as claimed, cannot effect a change of state to produce a tangible result. Claim 129 is herein amended to recite "a computer program product for monitoring data security embodied in a computer-readable memory medium." Thus, the Applicants respectfully submit that Claim 129 and its dependent Claims 130-147 are directed to statutory subject matter and accordingly request withdrawal of the 35 U.S.C. §101 rejection.

Claims 8 and 40-54 stand rejected under 35 U.S.C. §112, second paragraph, for being indefinite for failing to particularly point out and distinctly claim the subject matter regarded by the Applicants as the invention. In Claim 8, the meaning of the phrase "wherein the step of creating a package further comprises an executable for verifying the operation" is unclear. The Applicants herein amend Claim 8 to clearly recite the method step as "wherein the step of creating a package further comprises verifying the operation." In Claim 40, there is a lack of antecedent basis for the phrase "a method according to claim 5 for providing data security in a first device driver." The Applicants herein amend Claim 40 to recite, "The method according to claim 5, wherein providing internal security comprises providing data security in a first device driver operably installed in a

computer operating system.” The Applicants respectfully submit that Claims 8 and 40, and Claims 41-54 dependent upon Claim 40, clearly and distinctly point out and claim the subject matter. Accordingly, withdrawal of the 35 U.S.C. §112, second paragraph, rejection of Claims 8 and 40-54 is respectfully requested.

In view of all that is set forth above, the entire application is believed to be in form for allowance. Should the Examiner have any remaining questions or comments, the Examiner is encouraged to contact the undersigned.

Respectfully submitted,



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